IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

Crl.Rev.Pet.No. 2181 of 2007()

CRA.182/2003 of ADDL.SESSIONS COURT, THALASSERY
CC.537/2002 of ADDL.CHIEF JUDICIAL MAGISTRATE COURT, THALASSERY

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REVN. PETITIONER: APPELLANT/ACCUSED

P.K.SALIM, S/O.KUTTIALI, AGED 52 YEARS,
COOLIE, PALLIKANDI HUSE, THAYATHERU,
MAIDANAPPALLI, KANNUR TALUK, KANNUR DISTRICT.

BY ADV. SRI.R.SURENDRAN

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. K.K.BHASKARAN, S/O.KUNHANAKKAN,
SANTHOSH NIVAS, THANNADA, CHALA, KANNUR TALUK,
KANNUR DISTRICT.

2. STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.RAVEENDRA BABU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 04/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.2181 of 2007

Dated this the 4th day of June, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a fine of Rs.15,000/- and in default, to undergo simple imprisonment for three months and the fine amount, if realised, Rs.13,000/- will be paid to the complainant as compensation.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.15,000/- and in default, to undergo simple imprisonment for three months. Revision petitioner is granted two months' time from today onwards to remit the compensation amount. He shall appear before the Additional Chief Judicial Magistrate Court-Thalassery on 6.8.2007 to receive the sentence. Non bailable warrant pending, if any, shall be kept in abeyance till 6.8.2007.

The Crl.R.P. is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl